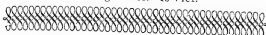


18 August 1846.—10 VICT.



(Ireland.)

A

B I L L



To provide additional Funds for Loans and
Grants for Public Works in Ireland.

[Note.—The Words printed in *Italics* are proposed to be inserted in
the Committee.]

WH^{EREAS} an Act was passed in the first year of the reign
of Her present Majesty, intituled, “An Act to amend the
Acts for the Extension and Promotion of Public Works in Ireland,”
and by the said Act the Commissioners of Public Works in Ireland
acting in execution of the said Act, and the other Acts therein re-
ferred to, are authorized to make advances by way of Grant and
Loan respectively, for the purposes and to the amount in the said Act
mentioned and limited :

Preamble:
1 & 2 Vict.,
c. 21.

And whereas another Act was passed in the present Session of Par-
liament, intituled, “An Act for the further Amendment of the Acts
for the Extension and Promotion of Public Works in Ireland,” and
by the said Act it is enacted, that it shall be lawful for the said Com-
missioners of Public Works, with the sanction of the Lords Com-
missioners of Her Majesty’s Treasury, to make additional advances
by way of Grant, to an amount not exceeding in the whole the sum
of Fifty thousand Pounds, for the purposes and subject to the pro-
visions of the said Act, and the several Acts therein mentioned and
referred to :

9 Vict., c. 1,
s. 1.

And whereas, in consequence of the urgent demand for the employ-
ment of the poor, arising from the failure of the Potato crop in
Ireland, the said sum of Fifty thousand Pounds by way of Grant,
and an equal sum by way of Loan, were found insufficient for the
647. purposes

purposes of the said Act, and the Works applied for under the said last-recited Act have been estimated at a sum of Four hundred and fifty thousand Pounds, and the said Commissioners of Her Majesty's Treasury have sanctioned and undertaken the advances necessary for the execution of such Works to the amount of a sum not exceeding 5 Four hundred and fifty thousand Pounds in the whole, for the purposes of the said Acts; that is to say, one moiety thereof, videlicet, a sum not exceeding Two hundred and twenty-five thousand Pounds in the way of Grant, and the other moiety, videlicet, a sum not exceeding 10 Two hundred and twenty-five thousand Pounds in the way of Loan;

BE it therefore Enacted, by The QUEEN's most Excellent MAJESTY, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, THAT it shall and may be lawful for the said Commissioners of Her Majesty's Treasury, 15 or any Three or more of them, to cause to be issued from time to time, as they may find necessary, out of the growing produce of the Consolidated Fund of Great Britain and Ireland, in addition to the said sum of Fifty thousand Pounds by the said Act of the present Session authorized, any further sum or sums of money, not exceeding 20 in the whole the sum of *One hundred and seventy-five thousand Pounds*, to make up and meet the said sum not exceeding *Two hundred and twenty-five thousand Pounds*, being the said moiety in the way of Grant for the several purposes mentioned in the said Act of the present Session, and the several Acts therein recited, or any of 25 them.

1.
The Commissioners of the Treasury may advance an additional sum of 175,000*l.* in the way of Grant.

2.
And 225,000*l.* by way of Loan.

And be it Enacted, That the other moiety of the said sum not exceeding *Four hundred and fifty thousand Pounds*, being a sum not exceeding *Two hundred and twenty-five thousand Pounds*, shall be supplied by way of Loan in like manner as other Loans by the said 30 Commissioners of Public Works, out of the Funds applicable for the purposes of Loans under the said recited Acts and the other Acts now in force or to be passed during the present Session of Parliament, for the Extension and Promotion of Public Works in Ireland, or any of 35 them.

3.
One moiety to be repaid by Grand Jury Presentment.

And be it Enacted, That a moiety of the monies heretofore advanced or so to be from time to time advanced under the said two first-recited Acts therein referred to, and this Act, or any of them, for the promotion of any Public Work in any county, county of a city, or county of a town, shall be repaid by Grand Jury Presentment, at such time and in 40 such manner as the said Commissioners of Her Majesty's Treasury shall appoint and direct; and the Commissioners of Public Works shall from time to time, as they may be directed by the Commissioners of the Treasury, certify to the Secretary of the Grand Jury of each such

such county, county of a city, or county of a town, the money so to be repaid, and each such Secretary shall lay such certificate before the Grand Jury of such county, county of a city, or county of a town, at the next assizes after he shall receive the same; and it shall be lawful for such Grand Jury, and they are hereby required to present the sum mentioned in every such certificate, to be raised either off the county at large, or off the barony or half barony, or other division in which the Work to which such certificate may relate shall have been executed, as they may think fit; and the Treasurer of such county shall pay the sum so presented, when and as by him received into the Bank of Ireland, to the credit of the Paymaster of Civil Services, "on account of re-payment of Loans for Public Works," to be by such Paymaster carried to the same account as other monies received in payment of Loans for Public Works: Provided always, That if the Grand Jury of any county, county of a city, or county of a town, shall fail to present the sum mentioned in any such certificate, the Treasurer of such county, county of a city, or county of a town, shall and he is hereby required to insert such sum in his warrant for raising the monies presented at the same assizes, as if such sum had been presented by such Grand Jury, to be raised off the county at large, county of the city, or county of the town; and the same shall be raised and levied off such county at large, county of the city, or county of the town accordingly, as if the same had been so presented; and the said Treasurer shall pay over the amount when by him received as hereinbefore provided in the case of such money being presented.

If the Grand Jury fail to present, the Treasurer shall include the amount in his warrant.

And be it Enacted, That when any Public Road or other Work shall have been or shall or may hereafter be made, altered or improved, under the provisions of the said recited Acts of the first and ninth years of the reign of Her present Majesty, intituled respectively as aforesaid, it shall be lawful for any occupier or owner of the ground taken and occupied, or required for the purpose of making, altering or improving such Road or other Work, to demand and obtain from the officer of the said Commissioners of Public Works, by whom such Work shall have been or shall be executed, a certificate under his hand (which such officer is hereby required to give), stating the quantity of ground belonging to such occupier or owner taken, occupied or required for the purpose of making, altering or improving any such Road or other Work, and an estimate of the average annual value of such ground, the tenure of such occupier or owner thereof, and an estimate of the total damage sustained by him by the making, altering or improving such Road or executing such other Work; and upon giving or tendering such certificate, it shall be lawful for such officer as aforesaid to proceed in the execution of the necessary Works for making, altering or improving such Road or other Work without the interruption of any person; and anything in the said two first-recited Acts or any of the Acts

4-
Owner, &c.
of land taken
for the purposes
of the Act, to obtain
from the
Office of the
Commissioners for
Public Works
certificates of
the value, &c.
of the same,
upon production
of which
Grand Jury
to present a
sum of money
for damage
sustained.

In case
owner, &c.
shall not
make appli-

ation to
Grand Jury,
he may apply
to the Assizes
upon giving
notice.

therein referred to to the contrary notwithstanding, it shall be lawful for any such owner or occupier, giving *Ten Days'* previous notice to the Secretary of the Grand Jury of the county, county of the city or town in which such ground shall be situate, to make application to the Grand Jury at the Assizes next following the giving of such certificate, or the next subsequent Assizes, for the amount of damages specified in such certificate, whereupon it shall be lawful for the Grand Jury of such county, county of a city or town, to present, without previous application to Presentment Sessions, such sum or sums of money for the use of such owner or occupier in respect of the damage sustained by him as they, upon inspection of such certificate, shall deem reasonable, to be raised off the barony or half barony in which such ground shall be situate, and to such presentment no traverse shall be allowed or received; but in case such owner or occupier shall not think fit to make such application to the Grand Jury, it shall be lawful for him at the Assizes next following the giving of the said certificate, or at the next subsequent Assizes, upon giving *Ten Days'* notice previously to such Assizes to the Secretary of the Grand Jury of the amount of damages intended to be claimed, to have a traverse for damages entered in the Crown Book in respect of such damage sustained by him; and thereupon such traverse shall be tried in like manner, and like proceedings shall be had and presentment made in respect of the same, and subject to like provisions, as far as the same can be applied, as in the case of traverses entered for damages under the Acts for consolidating and amending the laws relating to the Presentment of Public Monies by Grand Juries in Ireland.

5.

AND whereas the monies now at the disposal of the Commissioners of Public Works in Ireland, to be advanced by way of Loan, are insufficient for the purpose of making the advances by way of Loan hereinbefore mentioned, and the other advances which the said Commissioners may be called upon to make under the provisions of the several Acts now in force for the promotion of Public Works in Ireland; BE it therefore Enacted, That out of the sum not exceeding Three hundred and sixty thousand Pounds per annum, which by the Act of the fifth year of the reign of Her present Majesty, intituled, "An Act to authorize the Advance of Money out of the Consolidated Fund, to a limited Amount, for carrying on Public Works and Fisheries, and Employment of the Poor, and to amend the Acts authorizing the Issue of Exchequer Bills for the like purposes," the Commissioners of Her Majesty's Treasury are authorized to charge on the Consolidated Fund of the United Kingdom of Great Britain and Ireland, and which they are authorized to direct to be paid to the account of the Commissioners for the Reduction of the National Debt during the term of Five Years next ensuing the Fifth day of April One thousand eight hundred and Forty-two, it shall

§ Vict. c. R.

The Commissioners of the Treasury may direct the Commissioners for execution of the Act of 5 Vict. to transfer 145,000*l.* to the Commissioners of Public Works.

- shall be lawful for the Commissioners of Her Majesty's Treasury to direct the Commissioners for carrying into execution the said Act of the fifth year of the reign of Her present Majesty to transfer from their account with the Commissioners for the Reduction of the
- 5 National Debt, to the account kept by the last-mentioned Commissioners with the Commissioners of Public Works in Ireland, a sum not exceeding *One hundred and forty-five thousand Pounds*, to be at the disposal of the said Commissioners of Public Works in Ireland for the purposes of the Loans hereinbefore mentioned, and the other
- 10 Loans which the said Commissioners of Public Works may be called upon to make under the provisions of the Acts now in force for the extension and promotion of Public Works in Ireland.

And be it Enacted, That this Act may be amended or repealed by any Act to be passed during the present Session of Parliament.

6.
Act may be
amended
during the
present Ses-
sion.